

REMARKS

The preceding claim amendments and the following remarks are submitted as a full and complete response to the Office Action issued on April 1, 2009. Claims 1, 3 and 4 have been amended. The details of the claim amendments will be explained below. No new matter has been added. As set forth below, since these claim amendments place this application in condition for allowance, entry of the claim amendments is respectfully requested.

Specification

The abstract is objected to because of the issue derived from the introduction of formula 3'. A new abstract that has addressed this issue is submitted together with this response.

Claim rejections under 35 U.S.C. §112

The Patent Office has rejected claims 2-5 under 35 U.S.C. § 112, second paragraph, as allegedly indefinite for reciting formula 3'. Applicants have amended claims 3 and 4 to delete the recitation of "3" from the phrase "formula 3' or 6," resulting in the recitation of "formula 6." Applicants respectfully submit that these claim amendments render the indefiniteness rejection moot. Withdrawal of this rejection is respectfully requested.

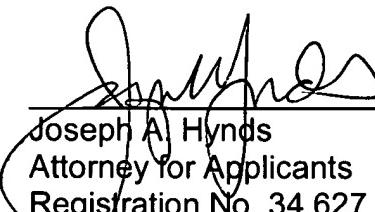
The Patent Office has also rejected claims 1-6 under 35 U.S.C. § 112, first paragraph, as non-enabled, alleging that the specification lacks the "type c" compound of formula 3' in claim 1. While not acquiescing to the propriety of the Patent Office's

position in this rejection, Applicants have amended claim 1 to exclude the type c compound of formula 3' from claim 1. This amendment is made solely for the purpose of advancing this case towards allowance. Applicants reserve the right to pursue the subject matter deleted from this amendment in a continuation application in the future. Applicants respectfully submit that this claim amendment renders the enablement rejection moot. Accordingly, withdrawal of this rejection is respectfully requested.

In light of the foregoing, Applicants submit that all outstanding rejections have been overcome, and the instant application is in condition for allowance. Thus, Applicants respectfully request reconsideration and early allowance of the instant application. The Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 02-2135.

Respectfully submitted,

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